

## MEDICINE BOARD[653]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 147.76, the Board of Medicine hereby proposes to amend Chapter 8, “Fees,” Iowa Administrative Code.

The purpose of Chapter 8 is to establish fees for application and licensure of professions regulated under Iowa Code chapters 148 and 148E, for public records and for services performed by the Board. The proposed amendments recognize the fees associated with licensure through the new Interstate Medical Licensure Compact, add the fee for reinstatement of an acupuncture license, and update language throughout Chapter 8.

The Board approved this Notice of Intended Action during the Board’s regularly scheduled meeting held on July 21, 2017.

Any interested person may present written comments on the proposed amendments not later than 4:30 p.m. on September 5, 2017. Such written materials should be sent to Mark Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686; or sent by e-mail to [mark.bowden@iowa.gov](mailto:mark.bowden@iowa.gov).

There will be a public hearing on September 5, 2017, at 10 a.m. at the Board’s office, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa, at which time persons may present their views either orally or in writing.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapters 147, 148, 148E and 272C.

The following amendments are proposed.

ITEM 1. Amend rule 653—8.1(147,148,272C) as follows:

#### **653—8.1(147,148,272C) Definitions.**

“*Board*” means the Iowa board of medicine.

“*Online transaction fee*” means a fee of \$7 assessed by the board for completing an online purchase.

The online transaction fee is in addition to the actual service provided.

~~“*Service charge*” means the amount charged for making a service available on line and is in addition to the actual fee for a service itself. For example, one who renews a license on line will pay the license renewal fee and a service charge.~~

ITEM 2. Adopt the following new paragraph **8.2(2)“f”**:

*f.* Fee for reinstatement of an acupuncture license, \$400.

ITEM 3. Rescind rule 653—8.3(147,148,272C) and adopt the following new rule in lieu thereof:

**653—8.3(147,148,272C) Interstate medical licensure compact (IMLC).** Provisions for the interstate medical licensure compact are located in 653—Chapter 9, “Permanent Physician Licensure.” The following fees shall apply to the compact.

**8.3(1) Service fee for an application for an IMLC letter of qualification.** The service fee, described in Chapter 3 of the rules of the interstate medical licensure compact commission, is paid directly to the interstate medical licensure compact commission. The interstate commission retains a portion of this service fee and remits a portion of this service fee to the board. The service fee paid to the interstate commission includes the \$45 fee for the evaluation of the fingerprint packet and the criminal history

background checks by the Iowa division of criminal investigation (DCI) and the Federal Bureau of Investigation (FBI).

**8.3(2)** *Licensure fee for an Iowa license issued through the IMLC.* The licensure fee is paid directly to the interstate medical licensure compact commission. An applicant shall pay a licensure fee of \$450 plus a service fee retained by the interstate commission.

**8.3(3)** *Licensure fee for renewal of active Iowa license issued through the IMLC.* The licensure fee is paid directly to the interstate medical licensure compact commission. The licensee shall pay the licensure fee described in 8.4(1) “c”(1) plus a service fee retained by the interstate commission. If the license is not renewed prior to expiration, the licensee will incur a penalty as described in 8.4(1) “d.”

ITEM 4. Amend rule 653—8.4(147,148,272C), catchwords, as follows:

**653—8.4(147,148,272C) Application and licensure fees to practice medicine and surgery or osteopathic medicine and surgery or administrative medicine.**

ITEM 5. Amend paragraph **8.5(1)“d”** as follows:

*d.* The board shall provide an automated telephone or electronic verification service whereby users can input the licensee’s license number ~~or social security number~~ to learn the licensee’s current licensure status. There is no fee for this service.

The board shall provide a license number for an individual caller to use in the automated telephone or electronic verification service. Businesses that utilize verifications will be required to utilize the automated telephone or electronic verification service or the alternative outlined in 8.5(1) “c.”

ITEM 6. Amend rule 653—8.7(147,148,272C) as follows:

**653—8.7(147,148,272C) Licensee data list.** A data list of all physicians and acupuncturists includes the following information about each licensee: full name, year of birth, ~~mailing work address, business and telephone number~~ (or other contact information on file if licensee’s work address and telephone number are not available), Iowa county (if applicable), medical school (if applicable), year of graduation from medical school (if applicable), two medical specialties (if available), license issue date, license expiration date, license number, license type, license status, and an indicator of whether the board has taken any public action on the license. There is no fee for an electronic file of this list. A printed copy of the data list is available at the board’s office at fees described in rule 653—8.6(147,148,272C). Payment made to the Iowa Board of Medicine shall be received in the board office prior to the release of a printed copy of the list.

ITEM 7. Amend rule 653—8.9(147,148,272C) as follows:

**653—8.9(147,148,272C) Copies of the laws and rules.** Electronic copies of laws and rules pertaining to the practice of medicine or acupuncture are available ~~on the board’s Web site, [www.medicalboard.iowa.gov](http://www.medicalboard.iowa.gov), at <https://www.legis.iowa.gov/>~~ at no cost. Printed copies of these laws and rules are available at the board’s office at fees described in rule 653—8.6(147,148,272C).